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Paper No. 4

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**JUN 27 2003**

**OFFICE OF PETITIONS**

In re Application of  
Kari T. Teraslinna  
Application No. 09/764,486  
Filed: January 9, 2001  
Attorney Docket No. 05043P011

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:  
: DECISION ON PETITION  
: UNDER 37 CFR 1.137(b)  
:

This is a decision on the petition, filed May 21, 2003, under 37 CFR 1.137(f), which is being treated as a petition under 37 CFR 1.137(b) to revive the instant nonprovisional application.

The petition is dismissed as **MOOT**.

In the instant application, the Office was notified within forty-five (45) days, of the foreign filing of an application. Therefore, this application is not regarded as abandoned. As such, the filing of a petition to revive is unnecessary and is dismissed as involving a moot issue. See Notice published on www.USPTO.gov on June 6, 2003, which clarifies the USPTO's interpretation of the provisions of 35 U.S.C. § 122(b) (2) (B) (ii) - (iv).

Since this application is not in fact abandoned for the reason stated above, the petition fee of \$1300 is being credited to Deposit Account No. 02-2666 as authorized.

This application is being forwarded to Technology Center Art Unit 2157 for examination in due course.

Any inquiries concerning this decision may be directed to the undersigned at (703) 305-8859.

*Karen Creasy*

Karen Creasy  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy